



BEST AVAILABLE COPY

Attorney Docket No: 2555-1-001

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As below named inventors, we hereby declare that :

Our residence, post office address and citizenship are as stated below under our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

A CRYSTAL OF BACTERIAL CORE RNA POLYMERASE WITH RIFAMPICIN AND METHODS OF USE THEREOF

the Specification of which

☐ is attached hereto
☒ was filed on March 9, 2001
as Application Serial No. 09/802,755
and was amended on _____ (if applicable).

We hereby state that we have reviewed and understood the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37 Code of Federal Regulations, 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §1.119(c), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

<u>APPLICATION NUMBER</u>	<u>COUNTRY</u>	<u>PRIOR FILED APPLICATION # (S)</u> <u>(DAY/MONTH/YEAR FILED)</u>	<u>PRIORITY CLAIMED</u>
-------------------------------	----------------	---	-----------------------------

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

/ Attorney Docket No: 2555-1-002

APPLICATION NO. _____ FILING DATE (DAY/MONTH/YEAR) _____ STAT US - PATENTED, PENDING, ABAT DONED _____

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from The Rockefeller University and Public Health Research Institute as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the person from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint as my attorneys or agents the registered persons identified under

Customer No. 23565

for the law firm of Klauber & Jackson, said attorneys or agents with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

DAVID A. JACKSON, Esq.
KLAUBER & JACKSON
411 HACKENSACK AVE STE
HACKENSACK, NEW JERSEY 07601

Direct all telephone calls to David A. Jackson at (201) 487-5800.

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Attorney Docket No: 2555-1-001

FULL NAME OF FIRST JOINT INVENTOR: Seth A. Darst
COUNTRY OF CITIZENSHIP: United States
FULL RESIDENCE ADDRESS: 500 East 63rd Street, Apt. 16J
New York, NY 10021
FULL POST OFFICE ADDRESS: 500 East 63rd Street, Apt. 16J
New York, NY 10021

SIGNATURE OF INVENTOR

DATE

7/9/01

FULL NAME OF SECOND JOINT INVENTOR: Elizabeth Campbell
COUNTRY OF CITIZENSHIP: United States
FULL RESIDENCE ADDRESS: 500 East 63rd Street, Apt. 16J
New York, NY 10021
FULL POST OFFICE ADDRESS: 500 East 63rd Street, Apt. 16J
New York, NY 10021

SIGNATURE OF INVENTOR

DATE

7/9/01